IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 1523 OF 2003
IN
B.C.C.C.S.C. SUIT NO. 5163 OF 1999

Smt. Nirmala Jayprakash Tiwari & ors. ... Appellants

V/s

Smt. Leenan Anant Tambe & ors. ... Respondents

Ms. Leena R. Sawant i/by Miss G.P. Barucha for petitioner Nos. 1 to 4 and 5 (a),(b) & (c).

Shri G.S. Godbole for the respondent Nos. 1 & 2.

Ms. Shweta Jaydev for respondent No.4.

CORAM: P.V. KAKADE, J.

DATED: 18TH APRIL, 2006

P.C.:

1. Heard advocate for the appellants as well as respondent Nos. 1 & 2. They have filed the consent terms which are taken on record and marked "X" for identification. Consent terms are signed by appellant Nos. 1 to 4, 5(a), (b) & (c) as well as respondent Nos. 1 & 2 and their respective advocates.

2. In view of the said consent terms, the appeal stands

disposed of in terms of the consent terms contained in the said document.

3. The undertaking recorded in the consent terms vide para 9 is recorded and accepted.

4. All the parties which are signatories to the consent terms are present in the Court.

5. So far as respondent Nos. 3 to 41 are concerned, the appellants have withdrawn the appeal against them with no order as to costs.

6. After the above noted order is passed, the advocate for the respondent Nos. 1 and 2 has handed over the pay order of Rs.1,60,00,000/- (Rupees One crore and sixty lacs only) to the advocate for the appellants and advocate for the appellants has handed over the affidavits and letters of the appellants to the advocate for the respondent Nos. 1 & 2.

C. c. expedited.

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